

Reconsideration is respectfully requested. Claims 36 and 79 have been amended. After entry of this amendment, claims 32-43, 77-86 and 112-149 will be pending.

After mailing the response to the Office Action on September 24, 2001, Applicant noted a typographical error in claims 36 and 79 in the spelling of "kafirins". This typographical error has been corrected with this response.

Attached hereto is a marked up version of the changes made to the specification and claims by the current amendment. The attached page is captioned "**Version with Markings to Show Changes Made.**" A deleted item is indicated by brackets around the item, e.g., [and], while an insertion is underlined. Applicant notes that in the response mailed on September 24, 2001, the changes made to claim 83 were incorrectly noted. ("Wheat" was incorrectly deleted from the amended version). Claim 83 is repeated with this response with the correct amendments noted.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **416272001300**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

By: Michael R. Ward

Michael R. Ward  
Registration No. 38,651  
Morrison & Foerster LLP  
425 Market Street  
San Francisco, California 94105-  
2482  
Telephone: (415) 268-6237  
Facsimile: (415) 268-7522



# VERSION WITH MARKINGS TO SHOW CHANGES MADE

36. (Twice Amended) The transgenic plant of claim 35 wherein said promoter is selected from the group consisting of rice glutelins, rice oryzins, rice prolamines, barley hordeins, wheat gliadins, wheat glutelins, maize zeins, maize glutelins, oat glutelins, sorghum [kasirins] kafirins, millet pennisetins, rye secalins, and maize embryo-specific globulin promoters.

79. (Twice Amended) The transgenic seed or grain of claim 78 wherein said promoter is selected from the group consisting of rice glutelins, rice oryzins, rice prolamines, barley hordeins, wheat gliadins, wheat glutelins, maize zeins, maize glutelins, oat glutelins, sorghum [kasirins] kafirins, millet pennisetins, rye secalins, and maize embryo-specific globulin promoters.

83. (Amended in the response mailed September 24, 2001) The transgenic seed or grain of claim 82 wherein said thioredoxin h is selected from the group consisting of barley, wheat [tobacco,] and rice, [*Brassica*, *Arabidopsis*, *Picea* or soybean] thioredoxin h.